IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS ADMIRALTY & VICE ADMIRALTY JURISDICTION

CHAMBER SUMMONS NO. 718 OF 2004

IN

ADM. SUIT NO. 25 OF 2001

BP Petrolleri Anonim Sirketi. .. Plaintiff.

vs.

M.V. Lima I

& Ors. .. Defendants.

Mr. A. L. Thakker with Mr. Singh i/by
M/s. Dhru & Co. for plaintiff.
Mr. Revani with Mr. K. Jagose
for defendant no. 3.

CORAM : S.U.KAMDAR, J.

DATE : 16th June, 2005.

P.C.

. The parties have agreed that the additional issues can be raised in terms of the schedule annexed to the chamber summons. Additional issues are framed accordingly. In view of the raising of the additional issues a limited evidence will be required to be allowed by the parties to prov the case whether the defendant no. 3 has interest in the defendant no. 1 vessel or not and/or whether he

is entitled to be a party to the present suit. To that limited extent evidence is required to be recorded by the Commissioner. I am informed by the parties that the evidence is concluded. In view thereof, I direct the Commissioner to reopen the evidence and conduct the evidence on the aforesaid additional issues. The Commissioner is directed to conduct the evidence on the aforesaid limited issues. The Commissioner will commence the evidence from 27.6.2005 and forward the same on or before 22.7.2005. Matter to be placed on Board on 28.7.2005 for further orders. Parties to share the cost of the Commissioner equally.